

IAP5 Rec'd PCT/PTO 28 JUL 2006

Rev 2/06

10/587905 ^{PATENT}

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : ROMUALD DEZ, ET AL.
Application No. :
Filed : Herewith
For : SINTERABLE NANOPOWDER CERAMIC MATERIAL
AND METHOD FOR SYTHESIS THEREOF
Examiner :
Attorney's Docket : BDL-504XX

TC Art Unit:

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope
addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA
22313-1450 on

By:

Charles L. Gagnebin III
Registration No. 25,467
Attorney for Applicant(s)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Siri:

It is desired to cite for the record in this application the enclosed references listed on the attached copy of PTO Form #1449. The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[X] (1) Pursuant to 37 C.F.R. § 1.97(b)(1) and (2), the attached Information Disclosure Statement is being filed within three months of the filing date of the above identified national application or within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 of the above identified application. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.

-1-

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEBOVICI LLP
TEL. (617) 542-2290
FAX. (617) 451-0313

Express Mail Number

EV 559896949115

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /K.G./

Attorney Docket No.: BDL-504XX
10/587905 Filed: Herewith
 TC Art Unit:
 Confirmation No.:

- [] (2) Pursuant to 37 C.F.R. § 1.97(b)(3), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action on the merits. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- [] (3) Pursuant to 37 C.F.R. § 1.97(b)(4), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- [] (4) Pursuant to 37 C.F.R. § 1.97(c), the attached Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:
 - [] a statement under 37 CFR § 1.97(e); or
 - [] the fee set forth in § 1.17(p).

PETITION UNDER 37 CFR § 1.97(d)

- [] (5) Pursuant to 37 CFR § 1.97(d), applicant(s) hereby petitions the Commissioner to consider the attached Information Disclosure Statement which is being filed on or before payment of the issue fee. This petition is accompanied by a statement under 37 C.F.R. § 1.97(e) and the petition fee set forth in 37 C.F.R. § 1.17(p).

STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

- [] (6) The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

- [] (7) The undersigned hereby states that no item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the attached Information Disclosure Statement was known to any individual designated in 37 C.F.R. §

10/587905
Attorney Docket No.: BDL-504XX
Filed: Herewith
TC Art Unit:
Confirmation No.:

1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Where the status of the application has changed, unknown to the applicant, such that the boxes checked are no longer applicable, the Commissioner is authorized to accept this submission with any additional fees required by that change charged to Deposit Account No. 23-0804.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made. The filing of this Information Disclosure Statement is not to be construed to be an admission that the information cited herewith is, or is considered to be, material to patentability as defined in 37 CFR §1.56(b), or that Applicant(s) is(are) unable to provide an affidavit under 37 CFR §1.131 swearing back of such information.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 C.F.R. § 1.98(a)(3) even if in a foreign language because the codes are the same in all languages. However, applicant(s) does not necessarily adopt the position reflected by that report.

These references were cited in an International Search Report (copy enclosed) which issued in International Application No. PCT/FR2005/000174 filed January 27, 2005.

Attorney Docket No.: BDL-504XX

Filed: Herewith

TC Art Unit:

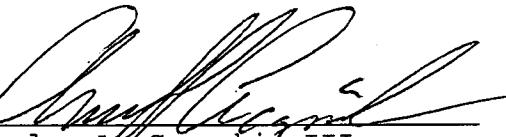
Confirmation No.:

10587905

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 23-0804. Triplicate copies of this letter are enclosed.

Respectfully submitted,

ROMUALD DEZ, ET AL.

By: 

Charles L. Gagnebin III

Registration No. 25,467

Attorney for Applicant(s)

WEINGARTEN, SCHURGIN,
GAGNEBIN & LEOVICI LLP
Ten Post Office Square
Boston, Massachusetts 02109

Telephone: (617) 542-2290
Telecopier: (617) 451-0313

Date: July 28, 2006

CLG/mc/339380.1

Enclosure

Date: July 28, 2006

Page 1 of 1

10/587905

(REV. 05/03)	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTY. DOCKET NO.	APPLICATION NO.
		BDL-504XX	
INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i>		APPLICANT: Romuald Dez, et al.	
		FILING DATE Herewith	TC ART UNIT

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	PUBLICATION/ ISSUE DATE	NAME	CLASS	SUBCLASS	FILING DATE
		US					

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

	Martine Mayne, et al.: "Chemical Evolution of Laser Formed Si/C/N/Al (+Y)/O Nanopowders with Synthesis Conditions". 9 TH CIMTEC-WORLD CERAMICS CONGRESS, CERAMICS GETTING INTO THE 2000'S – PART B, 1999, pages 211-218. page 212; figure 1; table 2.
	* M. Cauchetier et al.: "Si/C/N Nanocomposite Powders with Al (and Y) Additives Obtained by Laser Spray Pyrolysis of Organometallic Compounds". JOURNAL OF MATERIALS SCIENCE, vol. 34, 1999, pages 5257-5264.
	B. Doucy et al.: "SiCN Nanocomposites: Powder Synthesis, Materials Processing and Ductility Assessment". KEY ENGINEERING MATERIALS, vol. 206-213, 2002, pages 1081-1084.
	F. Tenegal et al: "Local Order Determination in SiCN(AIY) Laser-Synthesized Nanopowders by X-Ray Photoemission Spectroscopy". JOURNAL OF APPLIED PHYSICS, vol. 87, no. 11, 1 June 2000 (2000-06-01), pages 7864-7870, "Experimental and Data Analysis".
	* Dez, R., et al.: "Laser synthesis of silicon carbonitride nanopowders; structure and thermal stability". JOURNAL OF THE EUROPEAN CERAMIC SOCIETY, Elsevier Science Publishers, Barking, Essex, GB, vol. 22, no. 16, December 2002 (2002-12), pages 2969-2979.

EXAMINER	/Karl Group/	DATE CONSIDERED	03/23/2009
----------	--------------	-----------------	------------

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

CLG/mc/339381.1

REFERENCE FURNISHED BY INTERNATIONAL BUREAU (PCT/FR2005/000174)

* Reference is mentioned in specification

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /K.G./